



Office of the Secretary  
of Transportation

U.S. DEPARTMENT OF TRANSPORTATION  
DOCKET OPERATIONS AND MEDIA MANAGEMENT  
Washington, D.C. 20590

2004-14

**Weekly Summary of Aviation Orders and Regulations**  
**March 29 - April 02, 2004**

Order	Docket	Summary	Date Action Taken
2004-3-26	OST-2002-11450	<b>Chautauqua Airlines, Inc. Notice of Intent to Terminate Service at Lancaster, PA</b> Order 2004-3-26, the Department requests proposals for essential air service, with or without subsidy support, at Lancaster, Pennsylvania.  <b>Served: 03/29/2004</b>	03/24/2004
2004-3-28	OST-2004-16943	<b>Economic Enforcement Consent Orders - 2004</b> Order 2004-3-32, the Department (1) approves the settlement and the provisions of this order as being in the public interest; (2) finds that Executive Airways, LLC, violated 49 U.S.C. Section 41101, by engaging in air transportation as an air carrier without appropriate economic authority; (3) finds that by engaging in the conduct, Executive Airways, LLC, engaged in an unfair and deceptive practice and an unfair method of competition in violation of 49 U.S.C. Section 41712; and, (4) Executive Airways, LLC, and all other entities owned and controlled by, or under common ownership and control with Executive Airways, LLC, and their successors and assignees, as well as the owners and officers of all such companies, are ordered to cease and desist from further violations of 49 U.S.C. Sections 41101 and 41712. <b>Served: 03/29/2004</b>	03/29/2004

2004-3-29	OST-2004-16943	<p><b>Economic Enforcement Consent Orders - 2004</b></p> <p>Order 2004-3-29, the Department (1) approves the settlement and the provisions of the order as being in the public interest; (2) finds that MM&amp;S Airways, LLC, violated 49 U.S.C. Section 41101, by engaging in air transportation as an air carrier without appropriate economic authority; finds that by engaging in the conduct, MM&amp;S Airways, LLC, engaged in an unfair and deceptive practice and an unfair method of competition in violation of 49 U.S.C. Section 41712; and, (3) MM&amp;S Airways, LLC, and all other entities owned and controlled by, or under common ownership and control with MM&amp;S Airways, LLC, and their successors and assignees, as well as the owners and officers of all such companies, are ordered to cease and desist from further violations of 49 U.S.C. Sections 41101 and 41712.</p> <p><b>Served: 03/29/2004</b></p>	03/29/2004
2004-3-30	OST-2004-16943	<p><b>Economic Enforcement Consent Orders - 2004</b></p> <p>Order 2004-3-30, the Department (1) approves the settlement and the provisions of the order as being in the public interest; (2) finds that Professional Airways, LLC, violated 49 U.S.C. Section 41101, by engaging in air transportation as an air carrier without appropriate economic authority; (3) finds that by engaging in the conduct, Professional Airways, LLC, engaged in an unfair and deceptive practice and an unfair method of competition in violation of 49 U.S.C. Section 41712; and, (4) Professional Airways, LLC, and all other entities owned and controlled by, or under common ownership and control with Professional Airways, LLC, and their successors and assignees, as well as the owners and officers of all such companies, are ordered to cease and desist from further violations of 49 U.S.C. Sections 41101 and 41712.</p> <p><b>Served: 03/29/2004</b></p>	03/29/2004

2004-3-31	OST-2002-14027	<b>Victory Air Transport, Inc. Certificate - Interstate Charter Air Transportation</b> Order 2004-3-31, the Department confirms the oral action of March 23, 2004, making the interstate and foreign charter passenger certificates issued to Victory Air Transport, Inc., by Orders 2003-7-25 and 2003-9-16, respectively, effective on that date and reissues the certificates to reflect their effective date. <b>Served: 04/01/2004</b>	03/29/2004
2004-3-31	OST-2002-14028	<b>Victory Air Transport, Inc. Certificate - Foreign Charter Air Transportation</b> Order 2004-3-31, the Department confirms the oral action of March 23, 2004, making the interstate and foreign charter passenger certificates issued to Victory Air Transport, Inc., by Orders 2003-7-25 and 2003-9-16, respectively, effective on that date and reissues the certificates to reflect their effective date. <b>Served: 04/01/2004</b>	03/29/2004
2004-3-32	OST-2003-16812	<b>PSA Airlines, Inc., d/b/a US Airways Express - Certificate - Interstate Scheduled Air Transportation</b> Order 2004-3-32, the Department finds that PSA Airlines, Inc., US Airways Express d/b/a US Air Express (PSA) is fit, willing, and able to provide interstate and foreign scheduled air transportation of persons, property, and mail as a certificated air carrier and should be issued certificates of public convenience and necessity authorizing such operations. <b>Served: 03/29/2004</b>	03/29/2004

2004-3-32	OST-2003-16813	<p><b>PSA Airlines, Inc., d/b/a US Airways Express - Certificate Foreign Scheduled Air Transportation</b></p> <p>Order 2004-3-32, the Department finds that PSA Airlines, Inc., US Airways Express d/b/a US Air Express (PSA) is fit, willing, and able to provide interstate and foreign scheduled air transportation of persons, property, and mail as a certificated air carrier and should be issued certificates of public convenience and necessity authorizing such operations.</p> <p><b>Served: 03/29/2004</b></p>	03/29/2004
2004-3-33	OST-1996-1629	<p><b>80-1-26 Order to Show Cause Transatlantic, Transpacific and Latin American Service Mail Rates Investigation</b></p> <p>Order 2004-3-33, the parties are directed to meet with the Department to discuss possible revisions to the methodology for determining international mail rates. In the context of that discussion, and consistent with the Postal Service comments, and further extends the final rate first established by Order 2003-5-15 and extended until further notice by Order 2003-12-28.</p> <p><b>Served: 03/30/2004</b></p>	03/30/2004
2004-3-34	OST-2003-14694	<p><b>Notice - Bush Mail Rates</b></p> <p>Order 2004-3-34, the Department sets the linehaul portions of the mail rate payable by the United States Postal Service to intra-Alaska bush mail carriers providing service with amphibious aircraft certificated by the manufacturer for 3 seats or more. This rate will be effective immediately on a final basis, not subject to retroactive adjustment, and will remain in effect until further Department action. The current terminal element of intra-Alaska bush rates is unaffected by this order. Likewise, the rates for bush carriers in markets where amphibious operations are not required remain unchanged.</p> <p><b>Served: 03/31/2004</b></p>	03/31/2004

2004-4-1

OST-2000-7181

**Special rules for Ronald Reagan Washington National Airport (beyond-perimeter exemptions, i.e., service to another airport more than 1,250 miles away from Ronald Reagan Washington National Airport)**

04/01/2004

Order 2004-4-1, the Department grants slot exemptions from 14 CFR Part 93, K and S, to Alaska Airlines, Inc.. (two slot exemptions to serve Seattle-Tacoma International Airport and two to serve Los Angeles International); America West Airlines, Inc. (two slot exemptions to serve Phoenix Sky Harbor International Airport); Frontier Airlines, Inc. (four slot exemptions to serve Denver International Airport); and United Air Lines, Inc. (two slot exemptions to serve Denver International Airport). The order also directs Alaska Airlines, Inc., America West Airlines, Inc., Frontiers Airlines, Inc. and United Air Lines, Inc. to file in Docket OST-2000-7181 no later than April 10, their proposed flight schedules and effective date for operations authorized by this order.

**Served: 04/01/2004**

2004-4-2	OST-2000-7182	<p><b>Special Rules for Ronald Reagan Washington National Airport (beyond-perimeter exemptions, i.e., service to another airport 1,250 miles away or less from Ronald Reagan Washington National Airport)</b></p> <p>Order 2004-4-2, the Department grants the following requests for slot exemptions at Ronald Reagan Washington National Airport (DCA), to be operated with Stage 3 aircraft: (1) AirTran Airways, Inc., two slot exemptions to provide nonstop service to Atlanta, Georgia; (2) Comair, Inc., two slot exemptions to provide nonstop service to Jackson, Mississippi, or Lexington, Kentucky; (3) Midwest Airlines, Inc., two slot exemptions to provide nonstop service to Kansas City, Missouri; (4) Spirit Airlines, Inc., two slot exemptions to provide nonstop service to Detroit, Michigan; and, (5) US Airways, Inc., two slot exemptions to provide nonstop service to Asheville, North Carolina; Chattanooga, Tennessee; or Wilmington, North Carolina.</p> <p><b>Served: 04/01/2004</b></p>	04/01/2004
2004-4-4	OST-2004-16943	<p><b>Economic Enforcement Consent Orders - 2004</b></p> <p>Order 2004-4-, the Department (1) approves the settlement and the provisions of this order as being in the public interest; (2) believes that Continental Airlines, Inc. acted in a manner inconsistent with the requirements of 49 U.S.C. Sections 40127, 41702 and 41712; and, (3) orders Continental Airlines, Inc. and all other entities owned and controlled by it or under common ownership and control with it, and their successors and assigns, to cease and desist from future actions inconsistent with 49 U.S.C. Sections 40127, 41702 and 41712.</p> <p><b>Served: 04/02/2004</b></p>	04/02/2004